

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**HB 216 – SB 467**

April 11, 2015

**SUMMARY OF ORIGINAL BILL:** Requires, the Government Operations Committees to review every rule promulgated pursuant to the UAPA; decreases, from 25 to 10, the number of persons that must petition an agency to compel a public hearing on a proposed rule; requires the committees to consider the effect of a rule on small business and the arbitrariness and capriciousness of a rule. Requires the Secretary of State to post notice of the committee's disapproval of a rule to the administrative register on the Secretary's web site as soon as possible after the committee meeting in which such action was taken.

**FISCAL IMPACT OF ORIGINAL BILL:**

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (005247):** Reverts back to current language for "jeopardizes" as it currently appears in Tenn. Code Ann. § 4-5-208(a)(4); adds language directing the Tennessee Code Commission to compile a list of all public necessity rules that are subject to Tenn. Code Ann. § 4-5-209 and provide such list by January 1 of each year to each member of the Government Operations Committees of the House of Representatives and the Senate.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- The Department of State confirms that there is no operational impact that will affect the department's expenditures.
- Any increase in expenditures for modifications to forms is considered negligible.
- Any increase in expenditures for the Tennessee Code Commission to provide the proposed list to members of the Government Operations Committees of the House of Representatives and the Senate is estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

**HB 216 – SB 467**

A handwritten signature in dark ink, reading "Jeffrey L. Spalding". The signature is fluid and cursive, with the first name "Jeffrey" and last name "Spalding" clearly legible.

Jeffrey L. Spalding, Executive Director

/rnc